

State Of Hawaii  
DEPARTMENT OF LAND AND NATURAL RESOURCES  
Division of State Parks  
Honolulu, Hawaii  
**August 28, 2009**

Board of Land and Natural Resources  
State of Hawaii  
Honolulu, Hawaii

SUBJECT: Request from the Good News Jail and Prison Ministry to use the Large Pavilion at the Wailoa River State Recreation Area in Hilo, Hawaii, for a Fundraiser Luau.

The Good News Jail and Prison Ministry (Ministry) on the Big Island is requesting the use of the large pavilion at the Wailoa River State Recreation Area (Event Site) to hold their "Ministry Fundraiser 2009 Luau" (Event) on Monday, September 14, 2009 (Exhibit A).

The proposed Special Use Permit will be for September 14, 2009 only. The Ministry will pre-sell the tickets for the fundraiser luau. However, they would also like to have tickets available for sale at the door as well as to accept free-will offerings during the Event.

The Ministry is recognized as being exempted from federal income tax under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended. Their purpose is to provide qualified chaplains to Hawaii's jails and prisons. Operations of the ministry is funded by private donations and fundraisers like the proposed luau.

On the Big Island, the Ministry provides chaplains at both the Hawaii Community Correctional Center (HCCC) and the Kulani Correctional Facility. In addition, staff at HCCC said that the Ministry, utilizing volunteers, organizes and coordinates nightly Bible studies at HCCC and upon request, provides individual counseling sessions for inmates and detainees.

The Ministry has held yearly fundraiser luaus at the Event Site.

The submittal was sent to the Office of Hawaiian Affairs for their review (Exhibit B). No response was received.

RECOMMENDATION:

That the Board approve the issuance of a Special Use Permit to the Good News Jail and Prison Ministry to hold their "Ministry Fundraiser 2008 Luau" (Event) at the large pavilion at the Wailoa River State Recreation Area (Event Site) in accordance with the representations above-mentioned and subject to the following conditions whereby the Permittee shall:

**ITEM E-1**

1. allowed to sell tickets on the day of the Event and to accept free will offerings during the Event, provided, that the sale of alcoholic beverages is prohibited;
2. have the Event held within the confines of the large pavilion;
3. obtain all necessary County of Hawaii and State of Hawaii permits;
4. provide security for the Event;
5. procure and maintain, at its own cost and expense, in full force and effect throughout the term of this Special Use permit, commercial general liability insurance, in an amount of at least \$1,000,000.00 for each occurrence and \$2,000,000.00 aggregate, with an insurance company or companies licensed to do business in the State of Hawaii. The policy or policies of insurance shall name the State of Hawaii as an additional insured. The insurance shall cover the entire Event Site, including all grounds and all roadways or sidewalks on or adjacent to the Event Site in the use or control of the Permittee;
6. operate food service in compliance with all applicable State Department of Health rules and regulations;
7. waive any and all claims they may have against the State of Hawaii and its respective officers, agents and employees, and agrees to defend, hold harmless and indemnify the State of Hawaii and its respective officers, agents and employees from any suits, actions and claims arising out of and in any way connected with the activities permitted under the permit;
8. not obstruct or unreasonably interfere with the general public in their normal use of the Wailoa River State Recreation Area;
9. be responsible for clean up of the Event Site;
10. be liable for repairs, replacement and/or payment for any damages incurred at the Event Site during the period of this permit;
11. pay the appropriate large pavilion rental fee together with an applicable refundable deposit and a \$100 per day commercial rental fee;
12. complete its Event, including clean up and vacate the Event Site prior to 12:00 midnight;

13. comply with any other conditions that may be imposed by the Department, the Board of Land and Natural Resources, the Chairperson and/or rule revisions adopted prior to the commencement of the Event.

Respectfully submitted,



Daniel S. Quinn  
State Parks Administrator

APPROVED FOR SUBMITTAL:



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LAURA H. THIELEN, Chairperson





## Good News Jail & Prison Ministry

Providing Chaplains to America's Jails and Prisons

09-179  
2009 JUL -7 12:20  
HILLO, HI

Department of Land and Natural Resources  
101 Aupuni St  
Hilo, Hawaii

July 6, 2009

Dear DLNR Board Members,

Good News Jail & Prison Ministry (GNJ&PM) requests approval to conduct a "Ministry Fundraiser 2009 Luau" at the Wailoa State Park Big Pavilion on Monday, September 14, 2009. The GNJ&PM's 2008 luau, which was held in the same location, was a great success.

This event includes:

- Presale tickets with some ticket money collected at the Wailoa State Park Big Pavilion on the day of the event.
- Tickets may be sold to latecomers at the door, just prior to and/or during the event. A freewill monetary offering will be taken during the event.

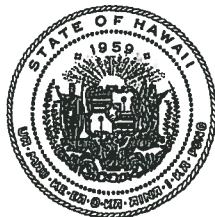
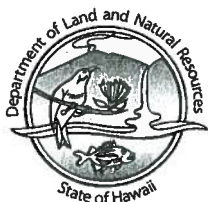
This year GNJ&PM is celebrating 32 years of serving in Hawaii Jails and Prisons. GNJ&PM is recognized as a 501(c) (3) organization and a copy of our designation by the IRS is being submitted with this letter. We provide chaplains for Hawaii Community Correctional Center and Kulani Correctional Facility. We receive no State or Federal Government funding.

On behalf of GNJ&PM I would like to say Mahalo to the DLNR Board Members for their time and consideration in this matter.

Sincerely,

Michael Sidman, chaplain

LINDA LINGLE  
GOVERNOR OF HAWAII



STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES

DIVISION OF STATE PARKS  
POST OFFICE BOX 621  
HONOLULU, HAWAII 96809

July 28, 2009

LAURA H. THIELEN  
CHAIRPERSON  
BOARD OF LAND AND NATURAL RESOURCES  
COMMISSION ON WATER RESOURCE MANAGEMENT

RUSSELL Y. TSUJI  
FIRST DEPUTY

KEN C. KAWAHARA  
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES  
BOATING AND OCEAN RECREATION  
BUREAU OF CONVEYANCES  
COMMISSION ON WATER RESOURCE MANAGEMENT  
CONSERVATION AND COASTAL LANDS  
CONSERVATION AND RESOURCES ENFORCEMENT  
ENGINEERING  
FORESTRY AND WILDLIFE  
HISTORIC PRESERVATION  
KAHOOLAWE ISLAND RESERVE COMMISSION  
LAND  
STATE PARKS

Mr. Clyde Namu'o, Administrator  
Office of Hawaiian Affairs  
711 Kapiolani Blvd., Suite 500  
Honolulu, HI 96813

Dear Mr. Namu'o:

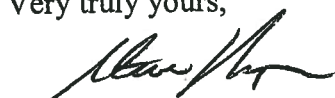
Enclosed please find a copy of the following submittal that has been prepared for consideration by the Board of Land and Natural Resources:

Request for Special Use Permit from Good News Jail and Prison Ministry to use the Large Pavilion and Certain Portions of the Wailoa River State Recreation Area in Hilo, Hawaii for their "Ministry Fundraiser 2009 Luau"

Your comments, concerns, recommendations, etc., are appreciated. We would appreciate a response by August 4, 2009. If no response is received by that date, we will assume your agency has no comments.

Should you or your staff have any questions, please call me at (808) 587-0303.

Very truly yours,

  
Stephen L. Thompson  
Parks Program Manager

Enc.

EXHIBIT B

Internal Revenue Service  
District Director

Department of the Treasury

P. O. Box 2508  
Cincinnati, OH 45201

Date: **AUG 03 1998**

Good News Jail & Prison Ministry  
2230 E. Parham Road, Suite 200  
Richmond, VA 23228-2226

Person to Contact:

Dottie Downing

Telephone Number:

513-241-5199

Fax Number:

513-684-5936

Federal Identification Number:

54-0703077

Dear Sir or Madam:

We have received your Restated Articles of Incorporation, filed May 12, 1998, changing your name.

In October 1962 we issued a determination letter that recognized your organization as exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code. That letter is still in effect.

We classified your organization as one that is not a private foundation within the meaning of sections 509(a) of the Code because it is an organization described in section 509(a)(1) and 170(b)(1)(A)(i). This classification was based on the assumption that your organization's operations would continue as stated in your application. If your sources of support, character, method of operations, or purposes have changed, please let us know so we can consider the effect of the change on your organization's exempt and foundation status.

All exempt organizations (unless specifically excluded) are liable for taxes under the Federal Insurance Contributions Act (social security taxes) on remuneration of \$100 or more paid each employee during a calendar year. Your organization is not liable for the tax imposed under the Federal Unemployment Tax Act (FUTA).

If your organization is a church or a qualified church-controlled organization as defined in section 3121(w)(3) of the Code, it may elect to exclude wages paid to its employees (other than for services performed in an unrelated trade or business) for social security taxes. This election must be made by filing Form 8274 by the day before the date the organization's first quarterly employment tax return would be due under the revised law. If your organization makes this election, its employees who earn \$100 or more during a calendar year become liable for the payment of the self-employment tax on the wages the organization pays them.

Donors may deduct contributions to your organization as provided in section 170 of the Code. Bequests, legacies, devises, transfers, or gifts to your organization or for its use are deductible for federal estate and gift tax purposes if they meet the applicable provisions of sections 2055, 2106, and 2522 of the Code.

Your organization is not required to file federal income tax returns unless it is subject to the tax on unrelated business income under section 511 of the Code. If your organization is subject to this tax, it must file an income tax return on the Form 990-T, Exempt Organization Business Income Tax Return. In this letter, we are not determining whether any of your organization's present or proposed activities are unrelated trade or business as defined in section 513 of the Code.

Good News Jail & Prison Ministry  
54-0703077

Because this letter could help resolve questions about your organization's exempt status and foundation status, you should keep it with the organization's permanent records. Please direct any questions to the person identified in the letterhead.

This letter affirms your organization's exempt status.

Sincerely,

A handwritten signature in dark ink, appearing to read "C. Ashley Bullard", written in a cursive style.

C. Ashley Bullard  
District Director